

**SUPREME COURT MINUTES
WEDNESDAY, MAY 19, 1999
SAN FRANCISCO, CALIFORNIA**

S059461 People, Respondent
2nd Dist. v.
B101352 David Morales, Appellant
Div. 4 Petition for review GRANTED.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Brown, J.

S077367 People, Respondent
2nd Dist. v.
B115370 Kenneth G. Dozier, Appellant
B115593 Respondent's petition for review GRANTED. Appellant's
 petition for review denied.
Div. 7 Further action in this matter is deferred pending consideration
 and disposition of a related issue in *People v. Jefferson*, S058734
 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of
 the court. Submission of additional briefing, pursuant to California
 Rules of Court, rule 29.3, is deferred pending further order of the
 court.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Brown, J.

S077703 Transportation Insurance Limited, Respondent
2nd Dist. v.
B122299 Shinmaywa Industries, Limited, Appellant
Div. 1 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Brown, J.

S077861 Wendy Fox et al., Appellants
6th Dist. v.
H017054 Richard J. Kramer et al., Respondents
Petition for review GRANTED.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Brown, J.

S068395 People, Plaintiff and Appellant
v.
William R. Douglas, Defendant and Respondent
BY THE COURT:
Opinion modified. This modification does not affect the
judgment.

S068395 People, Plaintiff and Appellant
v.
William R. Douglas, Defendant and Respondent
Petition for rehearing DENIED.
Kennard, J., is of the opinion the petition should be granted.

S070590 Charles R. Bonds, Appellant
v.
Mohan Roy, Appellant
Petition for rehearing DENIED.

- S077212 Sierra Club et al., Appellants
3rd Dist. v.
C027361 San Joaquin Local Agency Formation Commission, Respondent
Califia Development Group et al., Real Parties in Interest
Defendant San Joaquin Local Agency Formation Commission
and real parties in interest Gold Rush City Holding Company, Inc.,
and Califia Development Group's request and supplemental request
for judicial notice of excerpts from the legislative history of
Government Code section 56857 are granted. The requests for
judicial notice of the unpublished decision of the Court of Appeal in
Sierra Club v. City of Lathrop, No. C027501 dated July 28, 1998,
and the remittitur issued by the Court of Appeal in that case on
September 30, 1998, are denied as irrelevant.
- S074850 Hotel Employees & Restaurant Employees International Union,
Petitioner
v.
Gray Davis et al., Respondents
Frank Lawrence, Real Party in Interest

- S074851 Eric Cortez et al., Petitioners
v.
Gray Davis, Respondent
Frank Lawrence et al., Real Parties in Interest
The motion of real party in interest in S074850 to strike certain
purported "evidence" in the form of a '1992 memorandum written
for the Governor that speculates on potential voter motivations'
(Real Party in Interest's Memorandum of Points and Authorities in
Support of Return to Order to Show Cause re: Petition for Writ of
Mandate, at p. 34, f. 31), filed on January 12, 1999, is denied.
The motion of real parties in interest in S074851 to strike certain
purported "evidence" in the form of '1992 memorandum written
for the Governor that speculates on potential voter motivations'
(Real Parties in Interest's Memorandum Points and Authorities in
Support of Return to Order to Show Cause re: Petition for Writ of
Mandate, at p. 34, f. 31), filed on January 12, 1999, is denied.
Mosk, J., and Baxter, J., did not participate.

S074850 Hotel Employees & Restaurant Employees International Union,
Petitioner

v.

Gray Davis et al., Respondents
Frank Lawrence, Real Party in Interest

S074851 Eric Cortez et al., Petitioners

v.

Gray Davis, Respondent
Frank Lawrence et al., Real Parties in Interest

The motion of real parties in interest in S074851 to strike the amicus curiae brief and supporting exhibits submitted by the Dehesa Valley Community Council in support of petitioners (Real Parties in Interest's Answer to Brief of *Amicus Curiae* the Dehesa Valley Community Council, etc., at p. 1 & p. 1, fn. 1), filed on May 3, 1999, is denied.

Mosk, J., and Baxter, J., did not participate.

S074850 Hotel Employees & Restaurant Employees International Union,
Petitioner

v.

Gray Davis et al., Respondents
Frank Lawrence, Real Party in Interest

S074851 Eric Cortez et al., Petitioners

v.

Gray Davis, Respondent
Frank Lawrence et al., Real Parties in Interest

The 'Request for Judicial Notice' by petitioners in S074851, filed on February 8, 1999, is denied. Treated as an application to file additional exhibits, it is granted. The 'Objections to Petitioners' Request for Judicial Notice [and] Evidentiary Objections' by real parties in interest are overruled as moot.

Mosk, J., and Baxter, J., did not participate.

- S074850 Hotel Employees & Restaurant Employees International Union,
Petitioner
v.
Gray Davis et al., Respondents
Frank Lawrence, Real Party in Interest

- S074851 Eric Cortez et al., Petitioners
v.
Gray Davis, Respondent
Frank Lawrence et al., Real Parties in Interest
The 'Evidentiary Objections' by petitioners in S074851 against
the declarations and exhibits submitted by real parties in interest
with their return, filed on February 8, 1999, are overruled.
Mosk, J., and Baxter, J., did not participate.
- S053930 County of Los Angeles et al., Petitioners
v.
Los Angeles County Superior Court, Respondent
Kim A. Schonert, Real Party in Interest
The request of counsel for real party in interest in the above-
referenced cause to allow two counsel to argue on behalf of real
party in interest at oral argument is hereby granted.
- S053930 County of Los Angeles et al., Petitioners
v.
Los Angeles County Superior Court, Respondent
Kim A. Schonert, Real Party in Interest
The request of real party in interest to allocate to amicus curiae
Protection and Advocacy, Inc. 12 minutes of real party in interest's
30-minute allotted time for oral argument is granted.
- S054125 People, Respondent
v.
Sherman Allen, Appellant
The request of counsel for appellant in the above-referenced
cause to allow two counsel to argue on behalf of appellant at oral
argument is hereby granted.

S054125 People, Respondent

v.

Sherman Allen, Appellant

The request of appellant to allocate to amicus curiae California Attorneys for Criminal Justice 10 minutes of 30-minute allotted time for oral argument is granted.

S064388 People, Respondent

v.

Luis Castellanos, Appellant

The request of counsel for appellant in the above-referenced cause to allow two counsel to argue on behalf of appellant at oral argument is hereby granted.

S064388 People, Respondent

v.

Luis Castellanos, Appellant

The request of appellant to allocate to amicus curiae Jon Schlueter 10 minutes of appellant's 30-minute allotted time for oral argument is granted.

S068325 Barry Erlich et al., Respondents

v.

John Menezes, Appellant

Ron Rebaldo et al., Respondents

The request of counsel for respondents, Barry Erlich et al., in the above-referenced cause to allow two counsel to argue on behalf of respondents at oral argument is hereby granted.

S068325 Barry Erlich et al., Respondents

v.

John Menezes, Appellant

Ron Rebaldo et al., Respondents

The request of respondents, Barry Erlich et al. to allocate to amicus curiae Williams, Wester & Hall, LLP 15 minutes of respondents' 30-minute allotted time for oral argument is granted.

S068325 Barry Erlich and Sandra Erlich et al., Respondents

v.

John Menezes, Appellant

Ron Rebaldo et al., Respondents

The request of counsel for appellant in the above-referenced cause to allow two counsel to argue on behalf of appellant at oral argument is hereby granted.

S068325 Barry Erlich and Sandra Erlich et al., Respondents

v.

John Menezes, Appellant

Ron Rebaldo et al., Respondents

The request of appellant to allocate to amicus curiae Association for California Tort Reform 10 minutes of appellant's 30-minute allotted time for oral argument is granted.

S070296 Gertrude M. Lamden, Appellant

v.

La Jolla Shores Clubdominium Owners Association, Respondent

The request of counsel for respondent in the above-referenced cause to allow two counsel to argue on behalf of appellant at oral argument is hereby granted.

S070296 Gertrude M. Lamden, Appellant

v.

La Jolla Shores Clubdominium Owners Association, Respondent

The request of respondent to allocate to James R. Robie 10 minutes of respondent's 30-minute allotted time for oral argument is granted.

S072534 Raymond Bruce Belton, Appellant

v.

Bowers Ambulance Service, Respondent

The request of counsel for appellant in the above-referenced cause to allow two counsel to argue on behalf of appellant at oral argument is hereby granted.

S072534 Raymond Bruce Belton, Appellant

v.

Bowers Ambulance Service, Respondent

The request of appellant to allocate to amicus curiae Arthur Schwimmer 10 minutes of appellant's 30-minute allotted time for oral argument is granted.

S073129 Benjamin R. Horwich, Petitioner

v.

Los Angeles County Superior Court, Respondent

Edward Acuna et al., Real Parties in Interest

The request of counsel for real parties in interest in the above-referenced cause to allow two counsel to argue on behalf of real party in interest at oral argument is hereby granted.

S073129 Benjamin R. Horwich, Petitioner

v.

Los Angeles County Superior Court, Respondent

Edward Acuna et al., Real Parties in Interest

The request of real parties in interest to allocate to amicus curiae Congress of California Seniors, etc. 10 minutes of real parties' in interest 30-minute allotted time for oral argument is granted.

S073975 Preferred Risk Mutual Insurance Co., Appellant

v.

Reo Reiswig et al., Respondents

The request of counsel for appellant in the above-referenced cause to allow two counsel to argue on behalf of appellant at oral argument is hereby granted.

S073975 Preferred Risk Mutual Insurance Co., Appellant

v.

Reo Reiswig et al., Respondents

The request of appellant to allocate to amicus curiae Randall Hamud 10 minutes of appellant's 30-minute allotted time for oral argument is granted.

- S078357 Francisco Contreras, Petitioner
v.
Fifth District Court of Appeal, Respondent
People, Real Party in Interest
Petition for writ of mandate DENIED.
- S078545 Clark Allen Kimbrough, Petitioner
v.
Court of Appeal Fifth Appellate District, Respondent
People, Real Party in Interest
Petition for writ of mandate/certiorari and application for stay
DENIED.
- S078644 Bidwell Water Company, Petitioner
v.
Public Utilities Commission of California, Respondent
Indian Valley Community Services District, Real Party in Interest
Petition for writ of review and application for stay DENIED.
- S078470 In re Gabriel Ruiz
on
Habeas Corpus
Petition for writ of habeas corpus DENIED.
- 1st Dist. People, Respondent
A078215 v.
Div. 2 Henry Glover, Jr., Appellant
S077648 Appellant's petition for review DENIED.
- 1st Dist. People, Respondent
A080399 v.
Div. 4 Michael Wayne Hudson, Appellant
S078062 Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.
- 1st Dist. People, Respondent
A080849 v.
Div. 3 Byron Jose Smith, Appellant
S078090 Appellant's petition for review DENIED.

1st Dist. A082192 Div. 5 S078041	People, Respondent v. Wayne Lavon Stanberry, Appellant Appellant's petition for review DENIED.
1st Dist. A083105 Div. 5 S078151	People, Respondent v. Darryl Rashee Smith, Appellant Appellant's petition for review DENIED.
2nd Dist. B113301 Div. 2 S077970	People, Respondent v. Anthony Lee Frazier, Appellant Appellant's petition for review DENIED.
2nd Dist. B113489 Div. 4 S077684	People, Respondent v. Archie Dixon, Appellant Appellant's petition for review DENIED.
2nd Dist. B114453 Div. 6 S077911	William Tilley, Appellant v. Jerome L. Schulte, Respondent Appellant's petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
2nd Dist. B114887 Div. 3 S078087	People, Respondent v. Terry Allen Whitaker, Appellant Petition for review DENIED.
2nd Dist. B115158 Div. 4 S077498	People, Respondent v. William J. Anderson, Appellant Appellant's petition for review DENIED.
2nd Dist. B115222 Div. 6 S077531	People, Respondent v. Gabriel Ruiz, Appellant Appellant's petition for review DENIED. The request for judicial notice is also denied.

2nd Dist. Marcy Burke, as Administrator, etc., Appellant
B115351 v.
Div. 4 John Burke, Respondent
S078120 Petition for review DENIED.

2nd Dist. People, Respondent
B115411 v.
Div. 1 William C. Sylvester, Appellant
S078140 Petitions for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B117001 v.
Div. 7 Charles Lincoln, Appellant
S078204 Petitions for review DENIED.

2nd Dist. People, Respondent
B117173 v.
Div. 6 Anibal Flores, Appellant
S078112 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B117286 v.
Div. 7 Diego Tenorio, Appellant
S078206 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B117665 v.
Div. 1 Perry Leroy Manuel, Appellant
S078143 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B117992 v.
Div. 4 Gerry D. Williams, Appellant
S078045 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B118155 v.
Div. 5 Timothy J. O'Brien, Appellant
S078203 Respondent's petition for review DENIED.

2nd Dist. B118218 Div. 1 S078060	People, Respondent v. John Leo Capistrano et al., Appellants Petitions for review DENIED.
2nd Dist. B118282 Div. 7 S077865	Carson Harbor Village Limited, Appellant v. City of Carson Mobilehome Park Rental Review Board et al., Respondents Petition for review DENIED. The requests for an order directing depublication of the opinion in the above entitled cause are also DENIED. Baxter, J., did not participate.
2nd Dist. B118473 Div. 6 S078175	People, Respondent v. Roy Earl McNeese, Jr., Appellant Appellant's petition for review DENIED.
2nd Dist. B118488 Div. 7 S077534	People, Respondent v. Billy Pearson, Appellant Appellant's petition for review DENIED.
2nd Dist. B118495 Div. 2 S078065	People, Respondent v. Wayne Curtis Perkins, Appellant Appellant's petition for review DENIED.
2nd Dist. B118569 Div. 1 S077925	People, Respondent v. Vincent Louis Cruz, Appellant Petitions for review DENIED.
2nd Dist. B118927 Div. 3 S078118	People, Respondent v. Jose Francisco Garcia, Appellant Respondent's petition for review DENIED.

2nd Dist. B119077 Div. 4 S078095	People, Respondent v. Richard Arredondo et al, Appellants Appellant's petition for review DENIED.
2nd Dist. B119276 Div. 4 S077122	City of Vernon, Appellant v. Central Basin Municipal Water District et al., Respondents Appellant's petition for review DENIED. Kennard, J., is of the opinion the petition should be granted.
2nd Dist. B119861 Div. 7 S077994	People, Respondent v. Henry L. Tyson, Appellant Respondent's petition for review DENIED.
2nd Dist. B120360 Div. 2 S078201	People, Respondent v. Larry Donramon Edwards, Appellant Respondent's petition for review DENIED.
2nd Dist. B120368 Div. 3 S078053	Syed Baqar Raza et al., Appellants v. Southern California Permanente Medical Group et al., Respondents Appellants' petition for review DENIED.
2nd Dist. B120734 Div. 2 S078024	People, Respondent v. David Ernesto Orellano, Appellant Appellant's petition for review DENIED.
2nd Dist. B121335 Div. 4 S077979	People, Respondent v. Miguel Gonzalez, Appellant Appellant's petition for review DENIED.
2nd Dist. B121554 Div. 3 S077195	Earl Joseph Honsickle, Petitioner v. Los Angeles County Superior Court, Respondent Iwona Wysock, Real Party in Interest Real Parties In Interest petition for review DENIED.

2nd Dist. People, Respondent
B121846 v.
Div. 5 Rodrick Johnson, Appellant
S078186 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B122013 v.
Div. 2 Akim Evans, Appellant
S077977 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B122403 v.
Div. 1 David M. Gomez, Appellant
S077986 Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B122551 v.
Div. 5 Charles M. Williams, Appellant
S078218 Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. Steven B. Lightig, Appellant
B122764 v.
Div. 1 State of California et al., Respondent
S078017 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B123530 v.
Div. 7 Danny Jaimez, Appellant
S078213 Appellant's petition for review DENIED.

2nd Dist. In re Raymond Lee N.,
B123694 Person Coming Under the Juvenile Court Law
Div. 5 -----
S078131 People, Respondent
v.
Raymond Lee N., Appellant
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B123797 v.
Div. 6 William Leslie Shafer, Appellant
S078078 Respondent's petition for review DENIED.

2nd Dist. People, Respondent
B124089 v.
Div. 6 Daniel Mackenzie McCormick, Appellant
S076754 Petition for review DENIED.
Brown, J., is of the opinion the petition should be granted.

2nd Dist. Albert Fink, Petitioner
B126900 v.
Div. 2 Los Angeles County Superior Court, Respondent
S077792 Westwood Village Development Company et al.,
Real Parties in Interest
Real Parties in Interest's petition for review DENIED.
The request for an order directing publication of the opinion in
the above entitled cause is also DENIED.

2nd Dist. Michael C. Zoost, Petitioner
B127828 v.
Div. 6 Workers' Compensation Appeals Board, Respondent
S078083 Jervicon Incorporated et al., Real Parties in Interest
Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. Barth & Drefuss, Petitioner
B129665 v.
Div. 2 Workers' Compensation Appeals Board
S078137 Rosa Flores, Respondent
Petition for review DENIED.

2nd Dist. Robert L. Adams Mortuary Inc., Petitioner
B129974 v.
Div. 2 Workers' Compensation Appeals Board, Respondent
S078211 Levester Wade, Respondent
Petition for review DENIED.

2nd Dist. In re Willie D. Stokes
B129980 on
Div. 7 Habeas Corpus
S078128 Petition for review DENIED.

2nd Dist. Vicki M. Roberts, Petitioner
B130033 v.
Div. 2 Los Angeles County Superior Court, Respondent
S077622 People, Real Party in Interest
Appellant's petition for review DENIED.

2nd Dist. In re Richard Holguin
B130130 on
Div. 7 Habeas Corpus
S077969 Petition for review DENIED due to lack of diligence.

2nd Dist. Vickie M. Roberts, Petitioner
B130489 v.
Div. 2 Los Angeles County Superior Court, Respondent
S078305 People, Real Party in Interest
Petition for review DENIED.

2nd Dist. Raymond Clark, Petitioner
B130894 v.
Div. 5 Los Angeles County Superior Court, Respondent
S078285 People, Real Party in Interest
Petition for review and application for stay DENIED.

2nd Dist. In re Jaime Yoshimura
B131379 on
Div. 5 Habeas Corpus
S078817 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

3rd Dist. People, Respondent
C026420 v.
S078049 Philip Sam Puma et al., Appellants
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C026842 v.
S077501 Brian Frederick Hall, Appellant
Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

3rd Dist. People, Respondent
C026998 v.
S078122 Tyrone Archie, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C027257 v.
S078064 Juan Bermudez-Menera, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C027439 v.
S077602 Shane Alan Schmitt, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C027590 v.
S077621 Mustaq Ali Kahn, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C028511 v.
S077321 Zebulon Jerome Peterson, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C028927 v.
S078209 Michael Earl Hayner, Appellant
Appellant's petition for review DENIED.

3rd Dist. County of Sacramento, Appellant
C029016 v.
S078159 Gary Eugene Goethe, Respondent
Respondent's petition for review DENIED.

3rd Dist. People, Respondent
C029026 v.
S078157 Gary Patrick Burns, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C029484 v.
S078266 Thomas James Bell, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C029797 v.
S078061 Steven Michael Splawn, Appellant
Appellant's petition for review DENIED.

3rd Dist. In re William Reber
C032055 on
S077791 Habeas Corpus
Petition for review DENIED.

4th Dist. Richard Engelberg et al., Respondents
D024788 v.
Div. 1 Gary Leeds et al., Appellants
S078239 Emanuel Savitch et al., Respondents
Petitions for review DENIED.

4th Dist. People, Respondent
D028566 v.
Div. 1 Donnell Ray Campbell, Appellant
S078066 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D030097 v.
Div. 1 Salvador C. Mungia, Appellant
S077985 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D030135 v.
Div. 1 Ernie Trevino, Appellant
S078202 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D030239 v.
Div. 1 Michael Patrick Ryan, Appellant
S078074 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D030552 v.
Div. 1 Maurice Edward Lewis, Appellant
S078025 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D031203 v.
Div. 1 Jeffrey Sevier, Appellant
S078058 Appellant's petition for review DENIED.

4th Dist. In re Casey D., a Person Coming Under the Juvenile Court Law
D031252 -----
Div. 1 San Diego County Health and Human Services Agency, Respondent
S077004 v.
Daria D. et al., Appellants
Petition for review DENIED.

4th Dist. Conservatorship of the Person of Tomaz Chrapowicki
D031468 -----
Div. 1 San Diego County Health & Human Services Agency, Respondent
S077834 v.
Tomaz Chrapowicki, Objector and Appellant
Appellant's petition for review DENIED.

4th Dist. In re Ricardo Ramirez Rios
D033148 on
Div. 1 Habeas Corpus
S078526 Petition for review DENIED.

4th Dist. People, Respondent
E021133 v.
Div. 2 Brian Christopher Lopez, Appellant
S077591 Appellant's petition for review DENIED.

4th Dist. E022176 Div. 2 S078051	People, Respondent v. Steven Fuentes Romero, Appellant Appellant's petition for review DENIED.
4th Dist. E022554 Div. 2 S078216	People, Respondent v. Reginald Tyler, Appellant Appellant's petition for review DENIED.
4th Dist. E022801 Div. 2 S078057	People, Respondent v. Charles Jadonn McCraw, Appellant Appellant's petition for review DENIED.
4th Dist. E023433 Div. 2 S078084	In re Raylene A., a Person Coming Under the Juvenile Court Law ----- San Bernardino County Department of Public Social, etc., Respondent v. Lorraine Z., Appellant Petitions for review DENIED.
4th Dist. E024447 Div. 2 S078037	Richelieu Ford, Respondent v. San Bernardino County Superior Court, Respondent People, Real Party in Interest Petition for review DENIED.
4th Dist. G019337 Div. 3 S077915	Monty Gene Rickard, Appellant v. Tim Sanchez et al., Respondents Petition for review DENIED.
4th Dist. G021073 Div. 3 S077579	People, Respondent v. Marco Damian, Appellant Appellant's petition for review DENIED.

4th Dist. G021136 Div. 3 S077667	Strasbourger Pearson Tulcin Wolff Incorporated et al., Appellants v. Wiz Technology Incorporated, Respondent Respondent's petition for review DENIED.
4th Dist. G022182 Div. 3 S078198	People, Respondent v. Arash Hariri, Appellant Appellant's petition for review DENIED.
4th Dist. G022461 Div. 3 S077628	In re Juan Carlos L., a Person Coming Under the Juvenile Court Law ----- People, Respondent v. Juan Carlos L., Appellant Petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
4th Dist. G024756 Div. 3 S077660	Richard H. Wesselink et al., Respondents v. World Charters Ltd., et al., Appellants Petition for review DENIED.
4th Dist. G025186 Div. 3 S078578	KDM Entertainment Incorporated, Petitioner v. Alcoholic Beverage Control Appeals Board et al., Respondents Petition for review and application for stay DENIED.
4th Dist. G025195 Div. 3 S078617	Michael Leff et al., Petitioners v. Orange County Superior Court, Respondent Clothestime Stores, Inc., Real Party in Interest Petition for review and application for stay DENIED.
5th Dist. F027300 S078161	In re the Marriage of Linda Kay and Thomas William Fischer ----- Linda Kay Fischer, Respondent v. Thomas William Fischer, Appellant Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027369 v.
S077537 Alberto Flores, Appellant
Appellant's petition for review DENIED.

5th Dist. In re Steven Ray Perry on Habeas Corpus
F030619 -----
S078184 People, Respondent
v.
Steven Ray Perry, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F028030 v.
S078205 Anthony Granado Samaniego, Appellant
Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

5th Dist. People, Respondent
F028948 v.
S077820 Rudy Rodriguez Garcia, Appellant
Appellant's petition for review DENIED.

5th Dist. In re Charles D. Julian on Habeas Corpus
F031930 -----
S078005 People, Respondent
v.
Charles D. Julian, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F029899 v.
S077736 Arturo Murillo Pineda, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F030100 v.
S078072 Robert H. Rosas, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F030484 v.
S078109 Patrick Romero, Appellant
Appellant's petition for review DENIED.

5th Dist. Elbert Ernest Davidson et al., Petitioners
F031178 v.
S078086 Fresno County Superior Court, Respondent
City of Mendota et al., Real Parties in Interest
Petition for review DENIED.
Werdegar, J., is of the opinion the petition should be granted.

5th Dist. Bradley Pugh, Petitioner
F031718 v.
S077681 Workers' Compensation Appeals Board, Respondent
City of Bakersfield, Respondent
Petition for review DENIED.

6th Dist. People, Respondent
H016872 v.
S077532 Richard R. Sutherland, Appellant
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H016935 v.
S077125 George T. Grifall, Appellant
Appellant's petition for review DENIED.
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

6th Dist. People, Respondent
H016972 v.
S078040 Antonio Ybarra Villagrana, Appellant
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H017413 v.
S077488 Abel Rodolfo Esparza, Appellant
Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

6th Dist. H017518 S078088	People, Respondent v. Fernando Antonio Lemus, Appellant Appellant's petition for review DENIED.
6th Dist. H017581 S078169	People, Respondent v. Daniel Frederick Gonzales, Appellant Appellant's petition for review DENIED.
6th Dist. H017604 S077886	People, Respondent v. Mario Nolasco Fernandez, Appellant Appellant's petition for review DENIED. Kennard, J., is of the opinion the petition should be granted.
6th Dist. H017687 S078006	People, Respondent v. Raymond Charles Williams, Appellant Appellant's petition for review DENIED.
6th Dist. H017839 S078028	People, Respondent v. John Bruce Clauer, Appellant Appellant's petition for review DENIED.
6th Dist. H017842 S078208	People, Respondent v. Juan Carrizosa Quintero, Appellant Appellant's petition for review DENIED.
6th Dist. H018164 S078056	People, Respondent v. John Eric Stanley, Appellant Appellant's petition for review DENIED.
6th Dist. H018293 S077984	People, Respondent v. Robert Eugene Gerkin, Appellant Appellant's petition for review DENIED.

6th Dist. Charles Fordjour, Petitioner
H019922 v.
S078572 Santa Clara County Superior Court, Respondent
People, Real Party in Interest
Petition for review and application for stay DENIED.

Orange Co. People, Appellant
Super. Ct. v.
AP11067 Greg John Yorga, Respondent
S076920 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

1st Dist. People, Respondent
A078553 v.
Div. 2 Jose Rodriguez, Appellant
S076938 The request for an order directing depublication of the opinion in
the above entitled cause is DENIED.

1st Dist. Betty Doty, Appellant
A078946 v.
Div. 2 Broadway Inc. et al., Respondents
S077581 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

1st Dist. People, Respondent
B118432 v.
S077664 David Rodriguez Velasquez, Appellant
The request for an order directing depublication of the opinion in
the above entitled cause is DENIED.

2nd Dist. Pacific Indemnity Company, Appellant
B122483 v.
Div. 7 American Motorists Insurance Company, Respondent
S077920 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

2nd Dist. J. W. Platz et al., Appellants
B122588 v.
Div. 6 County of San Luis Obispo, Respondent
S077377 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

- 3rd Dist.
C029198
S077754 Donald R. Karr, etc., Appellant
 v.
 Contractors License Board et al., Respondents
 The request for an order directing publication of the opinion in
 the above entitled cause is DENIED.
- 4th Dist.
D026600
Div. 1
S078193 Dailene G. et al., Appellants
 v.
 Children's Hospital and Health Center, Respondent
 The request for an order directing publication of the opinion in
 the above entitled cause is DENIED.
- 4th Dist.
E023853
Div. 2
S077154 Titan/Value Equities Group Incorporated et al., Petitioners
 v.
 San Bernardino County Superior Court, Respondent
 Howard L. Specht, Real Party in Interest
 The request for an order directing publication of the opinion in
 the above entitled cause is DENIED.
- 6th Dist.
H018379
S077610 People, Petitioner
 v.
 Santa Clara County Superior Court, Respondent
 Jeffrey W. Roam, Real Party in Interest
 The request for an order directing depublication of the opinion in
 the above entitled cause is DENIED.
- 1st Dist.
A082352 People, Respondent
 v.
 Stanley Craig Goff, Appellant
 The time for granting or denying review on the court's own
 motion is hereby extended to and including July 23, 1999, or the
 date upon which review is either granted or denied. Rule 28(a)(1),
 California Rules of Court.
- S009522 People, Respondent
 v.
 Lester Robert Ochoa, Appellant
 Appointed counsel for death row inmate Lester Robert Ochoa
 represents that he will submit to the United States Supreme Court a
 timely filed petition for writ of certiorari seeking review of this

court's decision affirming the judgment of death. Accordingly, the application for stay of execution is granted and execution of the judgment of death entered against Lester Robert Ochoa by the Los Angeles County Superior Court, and affirmed by this court on November 5, 1998 (19 Cal.4th 353), is hereby stayed pending final determination of any timely filed petition for writ of certiorari in the United States Supreme Court. If a petition for writ of certiorari is not submitted within the time prescribed, this stay will terminate when the time for submitting such petition has expired.

S025880 People, Respondent

v.

Richard Louis Arnold Phillips, Appellant

Appellant's fourth motion to augment the record on appeal or in the alternative third motion for a settled statement and request for an extension of time in which to file appellant's supplemental opening brief is DENIED.

S072524 Monique Etcheverry et al., Appellants

v.

Tri-Ag Service Incorporated et al., Respondents

On application of respondents and good cause appearing, it is ordered that the time to serve and file an answer to the amicus curiae brief of U.S. Department of Justice in support of appellants herein is extended to and including May 25, 1999.

S074951 People, Respondent

v.

Aldo Hernandez, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's answer brief on the merits is extended to and including June 18, 1999.

S043628 People, Respondent

v.

Celeste Simone Carrington, Appellant

Attorney Andrew S. Love, previously appointed to represent appellant for the direct appeal in the above automatic appeal now pending in this court, is hereby appointed to also represent appellant

Celeste Simone Carrington for habeas corpus/executive clemency proceedings related to the automatic appeal.

S077226 People, Respondent

v.

Michael Anthony Graham, Appellant

Upon request of appellant for appointment of counsel, Richard Moller is hereby appointed to represent appellant on his appeal now pending in this court.

S076444 People, Respondent

v.

Freddie Lee Cromer, Appellant

Upon request of appellant for appointment of counsel, William Farber is hereby appointed to represent appellant on his appeal now pending in this court.

Appellant's brief on the merits shall be served and filed on or before thirty (30) days from the date of this order.

S071977 In re **Paul A. Franklin** on Discipline

The motion for relief from default is DENIED.

S076380 In re **Michael S. Cantarutti** on Discipline

The petition for review is DENIED.

It is ordered that **Michael S. Cantarutti** be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of suspension be stayed, and that he be placed on probation for two years on conditions, including actual suspension for six months, recommended by the Hearing Department of the State Bar Court in its decision filed July 31, 1998. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is also ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the

date this order is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10.

*(See Business & Professions Code, § 6126, subd. (c).)

- S078724 In the Matter of the Resignation of **Sarvahara Judd**
A Member of the State Bar of California
The voluntary resignation of **Sarvahara Judd** as a member of the State Bar of California is accepted.
- S078725 In the Matter of the Resignation of **Lynn Denise Healy**
A Member of the State Bar of California
The voluntary resignation of **Lynn Denise Healy** as a member of the State Bar of California is accepted.
- S078726 In the Matter of the Resignation of **Barbara Gregg Glenn**
A Member of the State Bar of California
The voluntary resignation of **Barbara Gregg Glenn** as a member of the State Bar of California is accepted.
- S078727 In the Matter of the Resignation of **Leonard William Gilmore**
A Member of the State Bar of California
The voluntary resignation of **Leonard William Gilmore** as a member of the State Bar of California is accepted.
- S078729 In the Matter of the Resignation of **Barbara R. Fleming**
A Member of the State Bar of California
The voluntary resignation of **Barbara R. Fleming** as a member of the State Bar of California is accepted.
- S078730 In the Matter of the Resignation of **Harry Marvin Corrigan**
A Member of the State Bar of California
The voluntary resignation of **Harry Marvin Corrigan** as a member of the State Bar of California is accepted.
- S078733 In the Matter of the Resignation of **Terrence Joseph Brutocao**
A Member of the State Bar of California
The voluntary resignation of **Terrence Joseph Brutocao** as a member of the State Bar of California is accepted.

- S078734 In the Matter of the Resignation of **Roy Gordon Webb**
A Member of the State Bar of California
The voluntary resignation of **Roy Gordon Webb** as a member of the State Bar of California is accepted.
- S078735 In the Matter of the Resignation of **Michael Macarter Watkins**
A Member of the State Bar of California
The voluntary resignation of **Michael Macarter Watkins** as a member of the State Bar of California is accepted.
- S078736 In the Matter of the Resignation of **Thomas Richard Villelli**
A Member of the State Bar of California
The voluntary resignation of **Thomas Richard Villelli** as a member of the State Bar of California is accepted.
- S078737 In the Matter of the Resignation of **Robert Charles Varga**
A Member of the State Bar of California
The voluntary resignation of **Robert Charles Varga** as a member of the State Bar of California is accepted.
- S078738 In the Matter of the Resignation of **Sara Turner Salley**
A Member of the State Bar of California
The voluntary resignation of **Sara Turner Salley** as a member of the State Bar of California is accepted.
- S078739 In the Matter of the Resignation of **Martha Lynn Ramey**
A Member of the State Bar of California
The voluntary resignation of **Martha Lynn Ramey** as a member of the State Bar of California is accepted.
- S078741 In the Matter of the Resignation of **Michael Jeffrey Levitt**
A Member of the State Bar of California
The voluntary resignation of **Michael Jeffrey Levitt** as a member of the State Bar of California is accepted.
- S078743 In the Matter of the Resignation of **A.G. Holman**
A Member of the State Bar of California
The voluntary resignation of **A.G. Holman** as a member of the State Bar of California is accepted.

- S078744 In the Matter of the Resignation of **Thomas Allen Graudin**
A Member of the State Bar of California
The voluntary resignation of **Thomas Allen Graudin** as a member of the State Bar of California is accepted.
- S078746 In the Matter of the Resignation of **Jay Bradley Bunnin**
A Member of the State Bar of California
The voluntary resignation of **Jay Bradley Bunnin** as a member of the State Bar of California is accepted.
- S078747 In the Matter of the Resignation of **John Clayton Kyler**
A Member of the State Bar of California
The voluntary resignation of **John Clayton Kyler** as a member of the State Bar of California is accepted.
- S078749 In the Matter of the Resignation of **Judith G. Sagle**
A Member of the State Bar of California
The voluntary resignation of **Judith G. Sagle** as a member of the State Bar of California is accepted.
- S078751 In the Matter of the Resignation of **Heidi Gorovitz Robertson**
A Member of the State Bar of California
The voluntary resignation of **Heidi Gorovitz Robertson** as a member of the State Bar of California is accepted.
- S078753 In the Matter of the Resignation of **Patrick David Little**
A Member of the State Bar of California
The voluntary resignation of **Patrick David Little** as a member of the State Bar of California is accepted.
- S078768 In the Matter of the Resignation of **Charles Roger Cabrera**
A Member of the State Bar of California
The voluntary resignation of **Charles Roger Cabrera, #51912** as a member of the State Bar of California is accepted.
- S078769 In the Matter of the Resignation of **David Carl Dormeyer**
A Member of the State Bar of California
The voluntary resignation of **David Carl Dormeyer, #25261** as a member of the State Bar of California is accepted.

- S078770 In the Matter of the Resignation of **Donald P. Ellis, Jr.**
A Member of the State Bar of California
The voluntary resignation of **Donald P. Ellis, Jr., #63731** as a member of the State Bar of California is accepted.
- S078771 In the Matter of the Resignation of **John William Everett**
A Member of the State Bar of California
The voluntary resignation of **John William Everett, #85206** as a member of the State Bar of California is accepted.
- S078772 In the Matter of the Resignation of **James Francis Falco**
A Member of the State Bar of California
The voluntary resignation of **James Francis Falco, #81281** as a member of the State Bar of California is accepted.
- S078773 In the Matter of the Resignation of **Curtis Duane Forslund**
A Member of the State Bar of California
The voluntary resignation of **Curtis Duane Forslund, #49134** as a member of the State Bar of California is accepted.
- S078774 In the Matter of the Resignation of **Dennis Michael Gallagher**
A Member of the State Bar of California
The voluntary resignation of **Dennis Michael Gallagher, #42239**, as a member of the State Bar of California is accepted.
- S078775 In the Matter of the Resignation of **James Sidney Hale**
A Member of the State Bar of California
The voluntary resignation of **James Sidney Hale, #122321** as a member of the State Bar of California is accepted.
- S078776 In the Matter of the Resignation of **Darrell A. Hutchinson**
A Member of the State Bar of California
The voluntary resignation of **Darrell A. Hutchinson, #37171** as a member of the State Bar of California is accepted.
- S078777 In the Matter of the Resignation of **Barton L. Ingraham**
A Member of the State Bar of California
The voluntary resignation of **Barton L. Ingraham, #44029** as a member of the State Bar of California is accepted.

- S078781 In the Matter of the Resignation of **Donald Jackman, Jr.**
A Member of the State Bar of California
The voluntary resignation of **Donald Jackman, Jr., #64237** as a member of the State Bar of California is accepted.
- S078782 In the Matter of the Resignation of **Glenn Stanford Jones**
A Member of the State Bar of California
The voluntary resignation of **Glenn Stanford Jones, #54930** as a member of the State Bar of California is accepted.
- S078783 In the Matter of the Resignation of **William F. Marinovich**
A Member of the State Bar of California
The voluntary resignation of **William F. Marinovich, #31382** as a member of the State Bar of California is accepted.
- S078784 In the Matter of the Resignation of **Curtis Leman McKinney**
A Member of the State Bar of California
The voluntary resignation of **Curtis Leman McKinney, #81035** as a member of the State Bar of California is accepted.
- S078785 In the Matter of the Resignation of **John David Miller**
A Member of the State Bar of California
The voluntary resignation of **John David Miller, #37217** as a member of the State Bar of California is accepted.
- S078786 In the Matter of the Resignation of **Herbert Morris**
A Member of the State Bar of California
The voluntary resignation of **Herbert Morris, #28399** as a member of the State Bar of California is accepted.
- S078787 In the Matter of the Resignation of **W. Reginald Orlebeke, Jr.**
A Member of the State Bar of California
The voluntary resignation of **W. Reginald Orlebeke, Jr., #39309** as a member of the State Bar of California is accepted.
- S078788 In the Matter of the Resignation of **Mary Van Antwerp Ringwalt**
A Member of the State Bar of California
The voluntary resignation of **Mary Van Antwerp Ringwalt, #153510** as a member of the State Bar of California is accepted.

- S078789 In the Matter of the Resignation of **Philip S. Rivera**
A Member of the State Bar of California
The voluntary resignation of **Philip S. Rivera, #47096** as a
member of the State Bar of California is accepted.
- S078790 In the Matter of the Resignation of **David Donnan Walkley**
A Member of the State Bar of California
The voluntary resignation of **David Donnan Walkley, #29379** as
a member of the State Bar of California is accepted.
- S078791 In the Matter of the Resignation of **James Holman Waters III**
A Member of the State Bar of California
The voluntary resignation of **James Holman Waters III, #34482**
as a member of the State Bar of California is accepted.